

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

SHAWN E. PASS,

Petitioner,

v.

CASE NO. 2:15-CV-02089

CRIM. NO. 2:08-CR-00073(1)

JUDGE GREGORY L. FROST

Magistrate Judge Kemp

UNITED STATES OF AMERICA,

Respondent.

OPINION AND ORDER

On June 19, 2015, the Magistrate Judge issued a *Report and Recommendation* pursuant to Rule 4(b) of the Rules Governing Section 2255 Proceedings for the United States District Courts, recommending that Petitioner's *Motion to Vacate* (ECF No. 159) be dismissed as barred by the one-year statute of limitations under 28 U.S.C. § 2255(f). (ECF No. 163).

Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation*, and of the consequences of failing to do so, no objections have been filed.

The Court **ADOPTS** the *Report and Recommendation* (ECF No. 163) and **DISMISSES** the *Motion to Vacate* (ECF No. 159).

IT IS SO ORDERED.

/S/ GREGORY L. FROST
GREGORY L. FROST
UNITED STATES DISTRICT JUDGE